



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of:

Gholam A. Peyman

Serial No.: 09/986,141

Filed: November 7, 2001

For: METHOD OF RESHAPING THE  
CORNEA BY CONTROLLED  
THERMAL DELIVERY

Group Art Unit: 3739

Examiner: D. Shay

**NOTICE OF APPEAL**

RECEIVED  
JUN 17 2004  
TECHNOLOGY CENTER R3700

Mail Stop Appeal-Brief Patents  
Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated December 15, 2003 of the Primary Examiner finally rejecting claims 1-3, 6-14, and 17-40.

The items checked below are appropriate:

☒ Appeal fee (37 C.F.R. 1.17(e))

☐ other than small entity - \$330.00

☒ small entity - \$165.00

☒ Applicant claims small entity status. See 37 CFR 1.27.

☒ Applicant(s) petition(s) for an extension of 3 month(s) to respond and submits herewith the fee of \$475.00.

☒ A check in the amount of \$640.00 is attached.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 18-2220. A duplicate copy of this sheet is attached.

☒ Any additional excess claim fees under 37 C.F.R. § 1.16.

☒ Any additional patent application processing fees under 37 C.F.R. § 1.17.

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